THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.16271 of 2006
Dated: 04-08-2006

Between:
Jonnalagadda Krishna Petitioner

And

The District Collector and Election Officer, Nalgonda District, at Nalgonda and others Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.16271 of 2006

ORDER:

1. The ground is that the shortage is only 16 votes and though a prayer for recounting made in accordance with rules, the same was not considered.

2. The writ petition is filed for a Writ of Mandamus declaring the action of the respondents 1 to 3 in not passing any orders on the representation made by the petitioner on 31.07.2006 through Fax seeking recounting of the votes basing on the discrepancy in the total polled votes and the candidates secured votes at 16 in number as being illegal, arbitrary and violative of principles of natural justice and fair play and consequently direct the respondents to hold recounting of the votes in respect of Dorakunta Gram Panchayat of Nalgonda District, and pass such other suitable orders.

3. Several factual details had been narrated in the affidavit filed in support of the writ petition. The main grievance of the petitioner is that the request of the recounting was not considered which ought to have been considered in accordance with rules. Hence, in substance the grievance of the petitioner is that the respondents had not acted in accordance with the rules and violated the rules. It is need less to say that the petitioner is having a remedy by way of election petition.

4. With the above observation, the writ petition is disposed of. No order as to costs.

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04-08-2006

Stp